IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 2433 of 2004(M)

PETITIONER:

P.R.PRABHAKARAN ACCOUNTANT,
THE NATTIKA FIRKA CO-OPERATIVE RURAL BANK LTD.
NO.F.1251, ENGANDIYUR BRANCH, ENGANDIYUR.

BY ADV. SRI.P.RAMAKRISHNAN

RESPONDENTS:

1. **THE NATTIKA FIRKA CO-OPERATIVE RURAL BANK LTD.NO.F.1251, VALAPAD, THRISSUR, REPRESENTED BY ITS SECRETARY.**

2. **THE JOINT REGISTRAR (GENERAL) O/O. THE JOINT REGISTRAR (GENERAL) THRISSUR.**

3. **HAREENDRANATH.M.G., ACCOUNTANT, THE NATTIKA FIRKA CO-OPERATIVE RURAL BANK LTD. NO.F.1251, THALIKULAM.**

BY ADV. SRI.T.SETHUMADHAVAN
SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 2433/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER DT. 13/4/99 BY THE R2.

EXT.P2. COPY OF THE PROCEEDINGS DT. 13/07/2002 OF THE PRESIDENT OF THE R1.

EXT.P3. COPY OF THE ORDER DT. 29/09/03 BY THE R2.

EXT.P4. COPY OF THE COMMUNICATION DT. 3/1/04 FROM THE R1 TO THE PETITIONER.

RESPONDENT'S EXHIBITS

EXT.R1A. COPY OF THE RESOLUTION NO. 1094 DT. 29/06/002 BY THE BANK.

True copy

tga

KURIAN JOSEPH, J.

W.P.(C) NO. 2433 OF 2004

Dated this the 26th day of November, 2007.

J U D G M E N T

Petitioner is aggrieved by Exhibit P3 order passed by the second respondent in exercise of his power under Rule 176 of the Kerala Co-operative Societies Act and Rules. The main ground raised in this writ petition is that the petitioner has not been given any notice though he is an affected party. It is only appropriate that the matter is considered afresh by the second respondent.

2. I quash Exhibit P3 with liberty to the second respondent, if so advised, to consider the matter afresh with notice to the petitioner and respondents 1 and 3.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp